

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

STEVEN WAYNE BONILLA,

Plaintiff,

v.

VINCE G. CHHABRIA, et al.,

Defendants.

Case No. [20-cv-00071-VC](#) (PR)

**ORDER OF DISMISSAL WITH
PREJUDICE**

Petitioner Steven Wayne Bonilla, a state inmate, has filed a *pro se* petition for a writ of mandamus seeking a default judgment against three federal district court judges for their rulings taken in his cases before them.

A federal judge is absolutely immune from civil liability for acts performed in his or her judicial capacity and, unlike the judicial immunity available to state judges sued under § 1983, a federal judge's immunity is not limited to immunity from damages, but extends to actions for declaratory, injunctive and other equitable relief. *See Moore v. Brewster*, 96 F.3d 1240, 1243 (9th Cir. 1996), *superseded by statute on other grounds*; *Mullis v. U.S. Bankruptcy Court*, 828 F.2d 1385, 1394 (9th Cir. 1987). Furthermore, Bonillas' underlying claims are about his state criminal case, therefore, they are properly brought in his pending habeas proceedings.

This is not a case in which the undersigned judge's impartiality might be reasonably questioned. *See United States v. Holland*, 519 F.3d 909, 912 (9th Cir. 2008) (absent legitimate reason to recuse himself or herself, judge has a duty to sit in judgment in all cases assigned to

that judge).

Accordingly, this action is dismissed with prejudice because amendment would be futile.
The Clerk shall file no further documents in this case after it is closed.

IT IS SO ORDERED.

Dated: January 15, 2020

A handwritten signature in dark ink, appearing to read 'Vince Chhabria', is written over a horizontal line.

VINCE CHHABRIA
United States District Judge